

HOUSE No. 1481

By Mr. Perry of Sandwich, petition of Jeffrey Davis Perry and Shirley Gomes for legislation to establish a pilot program to grant provisional permits, not in excess of five, for the use of innovative technology to construct shore line erosion control devices. Economic Development and Emerging Technologies.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO INNOVATIVE TECHNOLOGY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding section 40 of chapter 131 or any
2 general or special law to the contrary, there hereby is established a
3 pilot program to grant provisional permits, not in excess of five,
4 for the use of innovative technology to construct shore line ero-
5 sion control devices. Such device shall be allowed for the specific
6 and particular purpose of erosion control and shall remain trans-
7 portable and not affixed to the site on which pilot program is
8 granted. Any owner of coastal property may apply to the depart-
9 ment of environmental protection for this provisional permit.

1 SECTION 2. Said provisional permit shall supersede local
2 environmental authorities for a prescribed period of time and shall
3 be valid for a period of twenty-four months from the date of
4 issuance. Two 12 month extended periods may be granted by the
5 Department of Environmental Protection, provided the total length
6 of the provisional permit should not exceed a period of 48 consec-
7 utive months. The Department of Environmental Protection shall
8 retain the right to revoke a provisional permit upon project failure
9 as determined by the Department.

1 SECTION 3. Pilot projects shall establish a time table for com-
2 pletion, have a design plan and installation specifications, moni-
3 toring protocol and submit findings reports upon completion.

1 SECTION 4. At the termination of the provisional permit
2 period, the department of environmental protection may issue a
3 general permit or order the pilot project removed at the designer's
4 expense.